

EXHIBIT 2

STATE OF NEW MEXICO
COUNTY OF DOÑA ANA
THIRD JUDICIAL DISTRICT COURT

FILED
2021 MAY -3 PM 2:07
DISTRICT COURT
DOÑA ANA COUNTY, NM

Johnny Burnside, Plaintiff,
(print first, middle and last name)

v. Harbor Freight

Case No. CV-2021-1016
Judge: _____

Tools (store #236), Defendant.
(print first, middle and last name)

James T. Martin

CIVIL COMPLAINT

1. Plaintiff or defendant resides, or may be found in, or the cause of action arose in this county.
2. Plaintiff claims from Defendant the amount of \$ 100,000.00 and also claims interest and court costs.
3. Plaintiff claims from Defendant personal property of the value of \$ _____, which is described as follows:

4. Plaintiff seeks the following additional relief:

5. Plaintiff's claim arises from the following event or transaction:
See Attached Documents

6. Trial by jury ☐ IS ☐ IS NOT demanded. (If a jury is demanded, an additional cost must be paid upon filing.)

Respectfully submitted,

(SIGN YOUR NAME) Johnny Burnside

(PRINT YOUR NAME) Johnny Burnside

(YOUR MAILING ADDRESS) 825 Parkview #4

(CITY/STATE/ZIP) Las Cruces, NM 88001

(YOUR TELEPHONE) (505) 222-5874

(Email Address) Johnny12@gmail.com

I have spoken to many of the on-site managers, one in particular I believe his name to be David but the name tag he had said a different name.

I proceeded to do my shopping I took out my phone to look at the online coupons. By the time I got to the end of the aisle there was a hispanic lady I almost ran into her creeping around the corner she did a double take then turned toward me.

I made a statement under my breath. She yelled out "stop taking pictures of me, stop taking pictures of me I'll call the cops on you." I took a step back and there was a Harbor Freight employee in the aisle, I showed him my phone he turned to the lady and said he's not taking pictures of you.

I'm not sure of his name (David) showed up in the aisle I quickly told him what the situation was. A small crowd of people had assembled in the aisle saying "what did he do to her." being that I was the only African American person in the store.

I felt threatened, discriminated, humiliated and embarrassed. (David) turned to me and said what do you want me to do about it with a smirk on his face as he turn to walk away.

I said to him if the roles were reversed something would have been done some type of action would have taken place

Whatever you determine should be the appropriate action for your employee. But as for me I am seeking the full compensation aloud by Federal and State Law.

For all that I've gone thru bias and racial discrimination/harassment; defamation of character. To correct the situation that he caused negligence code of conduct and for him to acknowledge what his action had done.

As a person I should be respected and given the opportunity to shop in these public accommodation offered to the public without being profiled

I went online to make a complaint with Harbor Freight regarding prior issue I've been having. Along with the issue I'm now dealing with, I have a e-mail address and a phone number. I don't recall the person name but he said he would look into the situation something about retraining.

Jokey
Joe

HARBOR FREIGHT TOOLS

Quality Tools at Ridiculously Low Prices

LAS CRUCES NM #00236
150 W. PICACHO AVE
LAS CRUCES, NM 88005
Telephone: (575) 541-0676

SALE

Customer Name: JOHNNY BURNSIDE
Customer Number: 999039917553

57815 HERCULES 4" BIM HOLE SAW \$18.99

Subtotal \$18.99

Sales Tax 8.312% \$1.58

Total \$20.57

Visa \$20.57

Card No. XXXXXXXXXXXX8578

Expiration Date XX/XX

Auth. No. 014211

VISA DEBIT

Contactless

Signature Verified

Mode: Issuer

AID: A0000000031010

TVR: 0000000000

IAD: 06061203A00000

TSI: 0000

ARC: 00

Please Retain for Your Records

Store: 00236 Res: 01 Tran: 741604

Date: 4/27/2021 3:53:17 PM Assoc: XXXXXX

Ticket: 01741604

Item(s) Sold: 1

Item(s) Returned: 0

Rebecca served you today.

Thank you for shopping at

LAS CRUCES NM #00236

Proof of Purchase Required for Returns/
Exchanges Within 90 Days of Purchase.

GET MORE COUPONS

Text **TOOLS** to 34648

To get coupons and sales alerts via text
message from Harbor Freight! Data rates
may apply. Consent not required for
purchase text STOP to STOP.

HARBOR FREIGHT TOOLS
 LAS CRUCES NM 800236
 150 W. PICACHO AVE
 LAS CRUCES, NM 88005
 Telephone: (505) 541-0878

SALE

Customer Name: JOHNNY BURNSIDE
 Customer Number: 999039917553

56167 0.5 GALLON HAND SPRAYER \$5.49
 If open return by calling 844-416-9141.
 99677 PVC Long Cuff Gloves Blu \$7.99

Subtotal \$13.48
 Sales Tax 8.312% \$1.12
Total \$14.60

Cash \$20.00
 Cash Change \$5.40

Store: 00236 Reg: 01 Tran: 733668
 Date: 4/2/2021 11:17:57 AM Assoc: XXXXXX
 Ticket: 01733668

Item(s) Sold: 2
 Item(s) Returned: 0

Gabriel served you today.
 Thank you for shopping at
 LAS CRUCES NM 800236

Proof of Purchase Required for Returns/
 Exchanges Within 90 Days of Purchase.

GET MORE COUPONS

Text **TOOLS** to 34648

To get coupons and sales alerts via text
 message from Harbor Freight! Data rates
 may apply. Consent not required for
 purchase text STOP to STOP.



00023601733668040221